

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
A.W. FINANCIAL SERVICES, S.A., as successor : 07 CIV 8491 (SHS)
in interest to TERTIAIRE INVESTISSEMENT,
S.A., :

Plaintiff, :

-against- :

NOTICE OF APPEARANCE

EMPIRE RESOURCES, INC., AMERICAN
STOCK TRANSFER & TRUST COMPANY, :
and AFFILIATED COMPUTER SERVICES,
INC., :

Defendants. :
-----X

S I R S :

PLEASE TAKE NOTICE, that the undersigned has been retained as attorneys
for defendant American Stock Transfer & Trust Company in the above-entitled action and
demand that a copy of all papers in this action be served upon the undersigned at the office and
address stated below.

Dated: New York, New York
November 2, 2007

KANE KESSLER, P.C.

By: 

Jeffrey H. Daichman (JD-8802)

Attorneys for Defendant
American Stock Transfer & Trust Company
1350 Avenue of the Americas
New York, New York 10019
(212) 541-6222
(212) 245-3009 (fax)

TO: PHILLIPS NIZER LLP
Jon Schuyler Brooks, Esq.
Attorneys for Plaintiff
666 Fifth Avenue
New York, New York 10103
(212) 977-9700
(212) 362-5152 (fax)

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

I, **SANDRA AYALA**, being duly sworn, say:

I am not a party to the within action, am over 18 years of age, and reside at Levittown, New York.

On November 2, 2007, I served the within:

NOTICE OF APPEARANCE

by delivering a true copy thereof, enclosed in a post-paid wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State, addressed to the following:

PHILLIPS NIZER LLP
Jon Schuyler Brooks, Esq.
666 Fifth Avenue
New York, New York 10103



SANDRA AYALA

Sworn to before me this
2nd day of November, 2007



Notary Public

BRUCE M. SCHLOSS
Notary Public, State of New York
No. 31-4734625
Qualified in Westchester County
Commission Expires May 31, 2010